



#6 \$DAK

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: Masayuki Masuda, et al.

Attorney Docket No.: OMRNP018

Application No.: 10/091,113

Examiner: To Be Assigned

Filed: February 28, 2002

Group: 2175

Title: CONTROLLERS, TOOLS AND
SYSTEMS COMPRISING SAME

CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the U.S. Postal Service with sufficient postage as first-class mail on December 10, 2003 in an envelope addressed to the Commissioner for Patents, P.O. Box 1450 Alexandria, VA 22313-1450

Signed: 

Deborah Neill

**PETITION TO REVIVE UNINTENTIONALLY
ABANDONED APPLICATION OR LAPSED PATENT
(37 CFR 1.137(b))**

Mail Stop Petition

Attention: Ms. Doshie Day

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

Madam:

Applicant hereby petitions that this abandoned application be revived. The entire delay in filing the required reply from the due date for the reply until the filing of a grantable petition pursuant to 37 CFR 1.137(b) was unintentional.

Applicant filed this application on February 28, 2002, and received his return postcard assigning serial no. 10/091,113. Applicant never received a Filing Receipt. On September 15, 2003, Applicant filed a Request For Filing Receipt and a Request For Status. In response, Applicant received a Filing Receipt dated October 29, 2003, a Notice Of Abandonment, and a Notice To File Missing Parts.

The required documents in response to the Notice To File Missing Parts are attached.

Applicant believes that the unintentional abandonment of this application is due to a Patent Office error, and no fee for the Petition To Revive should be due. Enclosed is our Check No. 8348 for \$1,370 in payment of the filing fee, excess claims fee, surcharge, and Assignment Recordation fee for a Large Entity. The Commissioner is authorized to charge any additional fees that may be due to Deposit Account 500388 (Order No. OMRNP018).

Respectfully submitted,

BEYER, WEAVER & THOMAS, LLP


Keiichi Nishimura

Registration No. 29,093

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DEC 18 2003

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P.O. Box 778

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APPLICATION NUMBER	FILING OR 371(C) DATE	FIRST NAMED APPLICANT	ATTY. DOCKET NO./TITLE
10/091,113	02/28/2002	Masayuki Masuda	OMRNP018

CONFIRMATION NO. 5156

ABANDONMENT/TERMINATION
 LETTER



OC000000011127136

022434
 BEYER WEAVER & THOMAS LLP
 P.O. BOX 778
 BERKELEY, CA 94704-0778

Date Mailed: 10/29/2003

NOTICE OF ABANDONMENT UNDER 37 CFR 1.53 (f) OR (g)

The above-identified application is abandoned for failure to timely or properly reply to the Notice to File Missing Parts (Notice) mailed on 04/08/2002.

- No reply was received.

A petition to the Commissioner under 37 CFR 1.137 may be filed requesting that the application be revived.

Under 37 CFR 1.137(a), a petition requesting the application be revived on the grounds of **UNAVOIDABLE DELAY** must be filed promptly after the applicant becomes aware of the abandonment and such petition must be accompanied by: (1) an adequate showing of the cause of unavoidable delay; (2) the required reply to the above-identified Notice; (3) the petition fee set forth in 37 CFR 1.17(l); and (4) a terminal disclaimer if required by 37 CFR 1.137(d).

Under 37 CFR 1.137(b), a petition requesting the application be revived on the grounds of **UNINTENTIONAL DELAY** must be filed promptly after applicant becomes aware of the abandonment and such petition must be accompanied by: (1) a statement that the entire delay was unintentional; (2) the required reply to the above-identified Notice; (3) the petition fee set forth in 37 CFR 1.17(m); and (4) a terminal disclaimer if required by 37 CFR 1.137(d).

Any questions concerning petitions to revive should be directed to the "Office of Petitions" at (703) 305-9282. Petitions should be mailed to: Mail Stop Petitions, Commissioner for Patents, P.O. Box 1450, Alexandria VA 22313-1450.

*A copy of this notice **MUST** be returned with the reply.*

Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE

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